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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

|                           |   |                                     |
|---------------------------|---|-------------------------------------|
| UNITED STATES OF AMERICA, | ) | No. CR 10-897 LHK                   |
|                           | ) |                                     |
| Plaintiff,                | ) | STIPULATION AND <del>PROPOSED</del> |
|                           | ) | ORDER RESCHEDULING HEARING          |
| v.                        | ) | DATE                                |
|                           | ) |                                     |
| RICARDO RAMIREZ-RAMIREZ,  | ) |                                     |
|                           | ) |                                     |
| Defendant.                | ) |                                     |
|                           | ) |                                     |

**STIPULATION**

The United States, by and through Special Assistant United States Attorney Meredith J. Edwards, and defendant Ricardo Ramirez-Ramirez, by and through Assistant Federal Public Defender Robert M. Carlin, hereby stipulate that, with the Court's approval, the sentencing hearing currently set for Wednesday, February 20, 2013, at 9:00 a.m., be vacated and rescheduled for Wednesday, February 27, 2013, at 9:00 a.m.

On January 30, 2013, pursuant to a binding plea agreement under Rule 11(c)(1)(C) of the Federal Rules of Criminal Procedure, the defendant entered a plea of guilty to the one-count

1 Indictment charging him with Illegal Reentry. The Court noted its acceptance of the proposed  
2 sentence set forth in the plea agreement and was prepared to go forward with immediate  
3 sentencing, but agreed to postpone doing so in order to allow defense counsel time to resolve  
4 some matters which may impact the defendant's placement within the Bureau of Prisons.  
5 Government counsel, however, will be out of town on the currently scheduled date of February  
6 20, 2013, and therefore requests that the matter be rescheduled to February 27, 2013. Defense  
7 counsel could use the additional time to resolve the issues related to the defendant's placement  
8 and, therefore, has no objection to the requested continuance.

9  
10  
11 Dated: February 11, 2013

/s/  
MEREDITH J. EDWARDS  
Special Assistant United States Attorney

12  
13  
14 Dated: February 11, 2013

/s/  
ROBERT M. CARLIN  
Assistant Federal Public Defender

~~PROPOSED~~ ORDER

Pursuant to the agreement and stipulation of the parties, the Court hereby orders that the sentencing hearing in this case, previously scheduled for February 20, 2013, at 9:00 a.m., be vacated and rescheduled for February 27, 2013, at 9:00 a.m.

IT IS SO ORDERED.

DATED: 2/12/13

  
\_\_\_\_\_  
THE HONORABLE LUCY H. KOH  
United States District Judge